

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION**

|   |   |                           |
|---|---|---------------------------|
| LAURA NANCY CASTRO                        | ) |                           |
| YULIANA TRINIDAD CASTRO, and              | ) |                           |
| TRINIDAD MAURA CASTRO,                    | ) |                           |
|   | ) |                           |
| Petitioners/Plaintiffs, In Their Own      | ) |                           |
| Name and On Behalf of All Others          | ) | Civil Action No. B-07-218 |
| Similarly Situated,                       | ) | Member Case No. B-09-208  |
|   | ) |                           |
| v.  | ) |                           |
|   | ) |                           |
| MICHAEL T. FREEMAN, Port Director, U.S.   | ) |                           |
| Customs and Border Protection,            | ) |                           |
| Brownsville, Texas Port of Entry;         | ) |                           |
| HILLARY CLINTON, U.S. Secretary of State, | ) |                           |
| JANET NAPOLITANO, Secretary,              | ) |                           |
| Department of Homeland Security, and      | ) |                           |
| THE UNITED STATES OF AMERICA,             | ) |                           |
|   | ) |                           |
| Defendants/Respondents.                   | ) |                           |

---

**EMERGENCY MOTION TO ALLOW COUNSEL FOR DEFENDANT TO  
PARTICIPATE TELEPHONICALLY IN HEARING ON TEMPORARY  
RESTRAINING ORDER**

---

Defendant moves for an order to allow Elizabeth Stevens, of the Office of Immigration Litigation, Civil Division, Department of Justice, who is located in Washington, D.C., the principal attorney representing Defendants, to participate telephonically in the scheduled hearing on Plaintiffs/Petitioners' request for Temporary Restraining Order, set for today, September 8, 2009 at 4:00 p.m.

Allowing Ms. Stevens to participate in the scheduling conference by telephone would promote the purpose of the Federal Rules of Civil Procedure to “secure the just, speedy, and inexpensive determination of every action.” Fed. R. Civ. P. 1. Victor Rodriguez, of the United States Attorney’s Office, who also represents Defendants in this action, will appear at the hearing personally.

A proposed order is attached.

DATED March \_\_\_, 2009.

Respectfully Submitted,

TIM JOHNSON  
United States Attorney

TONY WEST  
United States Dept. of Justice  
Assistant Attorney General  
Civil Division

VICTOR RODRIGUEZ  
Assistant United States Attorney  
P.O. Box 61129  
Houston, Texas 77208

DAVID J. KLINE  
Director, District Court Section  
Office of Immigration Litigation

By: S/Elizabeth J. Stevens

ELIZABETH J. STEVENS  
(VA Bar No. 47445)  
Assistant Director  
District Court Section  
Office of Immigration Litigation  
P.O. Box 868  
Ben Franklin Station  
Washington, D.C. 20044  
Telephone: (202) 616-9752  
FAX: (202) 305-7000  
Elizabeth.stevens@usdoj.gov

September 8, 2009

Attorneys for Defendants/Respondents

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
CERTIFICATE OF SERVICE (CM/ECF)**

I hereby certify that on September 8, 2009, I electronically filed the foregoing with the Clerk of Court using the ECF system which will send notification of such filing to the following e-mail addresses:

Celestino Antonio Gallegos [cgallegos@trla.org](mailto:cgallegos@trla.org)

Concepcion Errisuriz [cgallegos@trla.org](mailto:cgallegos@trla.org)

Craig William Kuhn [craig.kuhn@usdoj.gov](mailto:craig.kuhn@usdoj.gov)

Elisabeth Lisa S Brodyaga [lisabrodyaga@aol.com](mailto:lisabrodyaga@aol.com)

Inna Parizher [iparizher@trla.org](mailto:iparizher@trla.org)

Jaime M Diez [jaimemdiez@aol.com](mailto:jaimemdiez@aol.com)

Jonathan M Rolbin [jonathan.rolbin@usdoj.gov](mailto:jonathan.rolbin@usdoj.gov)

Julie Shana Saltman [julie.saltman@usdoj.gov](mailto:julie.saltman@usdoj.gov)

Lisa Luis [lisa.luis@usdoj.gov](mailto:lisa.luis@usdoj.gov), [l.luis08@att.net](mailto:l.luis08@att.net)

Maria Estela Garcia Yzaguirre [maria\\_estela75@yahoo.com](mailto:maria_estela75@yahoo.com)

Melanie S Keiper [melanie.keiper@usdoj.gov](mailto:melanie.keiper@usdoj.gov)

Norma P Lozano [jaimemdiez@aol.com](mailto:jaimemdiez@aol.com)

Petra Gutierrez(Terminated) [cgallegos@trla.org](mailto:cgallegos@trla.org)

Roberto Enrique Andrade [cgallegos@trla.org](mailto:cgallegos@trla.org)

Victor Rodriguez , Jr [victor.rodriguez1@usdoj.gov](mailto:victor.rodriguez1@usdoj.gov), [maribel.gonzalez@usdoj.gov](mailto:maribel.gonzalez@usdoj.gov)

s/ Elizabeth J. Stevens  
ELIZABETH J. STEVENS

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION**

|   |   |                           |
|---|---|---------------------------|
| LAURA NANCY CASTRO                        | ) |                           |
| YULIANA TRINIDAD CASTRO, and              | ) |                           |
| TRINIDAD MAURA CASTRO,                    | ) |                           |
|   | ) |                           |
| Petitioners/Plaintiffs, In Their Own      | ) |                           |
| Name and On Behalf of All Others          | ) | Civil Action No. B-07-218 |
| Similarly Situated,                       | ) | Member Case No. B-09-208  |
|   | ) |                           |
| v.  | ) |                           |
|   | ) |                           |
| MICHAEL T. FREEMAN, Port Director, U.S.   | ) |                           |
| Customs and Border Protection,            | ) |                           |
| Brownsville, Texas Port of Entry;         | ) |                           |
| HILLARY CLINTON, U.S. Secretary of State, | ) |                           |
| JANET NAPOLITANO, Secretary,              | ) |                           |
| Department of Homeland Security, and      | ) |                           |
| THE UNITED STATES OF AMERICA,             | ) |                           |
|   | ) |                           |
| Defendants/Respondents.                   | ) |                           |

---

**ORDER**

---

It is hereby ORDERED that Elizabeth J. Stevens may appear telephonically at the hearing in the above-captioned case, set for TUESDAY, SEPTEMBER 8, AT 4:00 pm.

Done at Brownsville, Texas, on September \_\_\_\_, 2009

---

Hilda G. Tagle  
United States District Judge